HVN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 4575 OF 2007
IN
INCOME TAX APPEAL (L) NO. 2624 OF 2007

Mr. Sunil Kapur .... Appellant
Versus
The Commissioner of Income Tax ... Respondent

Mrs.B. Pillai i/by D.M. Harish & Co. for the Appellant.

Mr. B.M. Chatterjee with Ms. P.P. Bhosale for the Respondent.

(Only Notice of Motion, No R & P in Court)

CORAM: F.I. REBELLO &
R.S.MOHITE, JJ.
DATED: DECEMBER 19, 2007

P.C.

1. Heard both parties.

2. This Notice of Motion has been filed for condonation of 15 days delay in filing the main appeal. On perusal of the affidavit in support of the Notice of Motion, we find that the delay has been sought to be explained. In view of the cause shown, we propose to accept the cause shown for condonation of delay subject to levy of costs. Notice of Motion is therefore, allowed and the delay in filing the appeal stands condoned subject to payment of costs of Rs.2500/- which is to be paid directly to the respondents within a period of six weeks from today.

(R.S.MOHITE, J.) **(F.I.REBELLO, J.)**